

APR 1 2 2002

FILED

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE,

PETITIONER,

VS.

KEN WESLEY SCHEEL,

RESPONDENT.

CONSENT ORDER

CAUSE NO. A-1465

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its representative, Eric Dunning, and Ken Wesley Scheel, ("Respondent"), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb.Rev.Stat. §44-101.01 and §44-4047, et seq.

2. Respondent was licensed as an insurance agent under the laws of Nebraska at all times material hereto.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Ken Wesley Scheel, on April 2, 2002. A copy of the petition was served upon the Respondent at the Respondent's address registered with the Department by certified mail, return receipt requested.

2. The petition alleges that Respondent violated Neb.Rev.Stat. § 44-4059 (1)(d) as a result of the following conduct:

a. On or about November 13, 2001, the Respondent endorsed a check for \$127.84 written by Rogelio Arias for the purchase of insurance from American Family Insurance

Company. Respondent failed to remit the premium to American Family Insurance Company.

b. On or about July 11, 2000, the Respondent accepted \$393.10 and an application from Travis and Melanie Lindeburg for a business limitem policy. The Respondent failed to remit the application for insurance coverage and premium payment to American Family Insurance Company.

c. On or about January 15, 2001 Respondent accepted \$170.13 for a Premium health insurance policy from Travis and Melanie Lindeburg to be provided by American Family Insurance Company. The Respondent failed to remit the application for insurance coverage and premium payment to American Family Insurance Company.

d. On or about February 15, 2001, Respondent accepted \$465.00 from Mitchell and Lisa Cunningham for insurance from American Family Insurance Company. The Respondent failed to remit the application for insurance coverage and premium payment to American Family Insurance Company.

e. On or about June 13, 1999, the premium health care policy held by Bret Herrick went out of force. Respondent continued to pay premium to Respondent on a quarterly basis. The Respondent failed to remit these premium payments to American Family Insurance Company.

3. The Respondent was informed of his right to a public hearing. Respondent waives that right, and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving her right to a public hearing, Respondent also waives her right to confrontation of witnesses, production of evidence, and judicial review.

~~Paragraph #2 above~~

CONCLUSIONS OF LAW

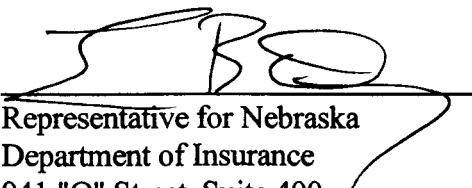
Respondent's conduct as alleged above constitutes a violation of Neb.Rev.Stat. §44-4059 (1)

(d).

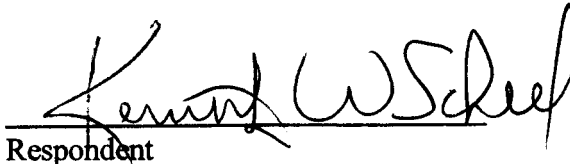
CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed to by Respondent that Respondent's Nebraska insurance agent's license is hereby revoked. The Nebraska Department of Insurance shall retain jurisdiction of this matter for the purpose of enabling the Respondent or the Department to make application for such further orders as may be necessary.

In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his or her signature below.


Representative for Nebraska
Department of Insurance
941 "O" Street, Suite 400
Lincoln, Nebraska 68508
(402) 471-2201

4/12/02
Date


Respondent

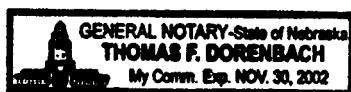
4-4-2002
Date


Attorney for Respondent

Date

State of Nebraska)
County of Concastar) ss.

On this 4 day of April, 2002, Ken Wesley Scheel personally appeared before, me and read this Consent Order, executed the same and acknowledged the same to be his voluntary act and deed.

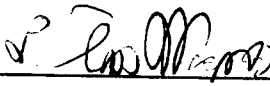



Notary Public

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs.

Ken Wesley Scheel, Cause No. A-1465.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



L. TIM WAGNER
Director of Insurance

4/15/02
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent at Respondent's registered address of 9931 N. 143rd Street, Waverly, Nebraska 68462-1506, by certified mail, return receipt requested on this 12th day of April 2002.

